

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
DOCKET NO. 5:11CR73**

This matter having come before the Court on the Motion to Dismiss filed by the United States, and the Court being sufficiently advised,

IT IS HEREBY ORDERED that the Motion of the United States is **GRANTED**, and the charge contained in Count 4 of the Superseding Indictment should be dismissed without prejudice against defendant Johnny Sanford Johnson.

Signed: February 20, 2013

Richard L. Voorhees

Richard L. Voorhees
United States District Judge

